

KEVIN V. RYAN (CSBN 118321)
United States Attorney

MARK L. KROTOSKI (CSBN 138549)
Chief, Criminal Division

150 Almaden Avenue, Suite 900
San Jose, California 95113
Telephone: (408) 535-5035
FAX: (408) 535-5081
E-Mail: Mark.Krotoski@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 8/23/06

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID M. FISH,
aka x000x,

Defendant.

No. CR 05-00445-RMW

STIPULATION TO CONTINUE
SENTENCING HEARING

It is hereby stipulated and agreed between defendant David M. Fish, by and through his counsel of record, Michael W. Armstrong, Esq., and the United States, by and through Assistant United States Attorney Mark L. Krotoski, as follows:

October 10, 2006

1. This matter is presently set for a sentencing hearing on ~~August 7, 2006~~ at 9:00 a.m.

2. More time is needed to complete the presentence report.

3. The parties do not oppose this request for further time to prepare the Presentence Report.

For the foregoing reasons, and that the ends of justice are served by continuing this case, the parties stipulate and request to a continuance of the sentencing hearing from ~~August 7, 2006~~ at 9:00 a.m. to October 30, 2006 at 9:00 a.m., or the next available date.

// // //

STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND [PROPOSED] ORDER
CR 05-00445-RMW

Aug-03-06 02:00pm From-

T-201 P.02/03 F-323

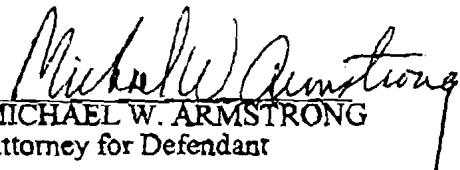
1 IT IS SO STIPULATED.

2 Dated: August 3, 2006

KEVIN V. RYAN
United States Attorney


MARK L. KROTOSKI
Assistant United States Attorney

6 Dated: August 3, 2006


MICHAEL W. ARMSTRONG
Attorney for Defendant

9 IT IS SO ORDERED.

October 10, 2006

10 Upon good cause shown, the sentencing hearing is continued from ~~August 7, 2006~~ at 9:00
11 a.m. to October 30, 2006 at 9:00 a.m.

12 Dated: August 23, 2006

/s/ Ronald M. Whyte

14 RONALD M. WHYTE
United States District Judge

15 Distribute To:

16 Michael W. Armstrong
17 Nolan Armstrong et al LLP
600 University Ave
18 Palo Alto, CA 94301
FAX (650) 326-9704

19 Mark L. Krotoski
20 AUSA
150 Almaden Boulevard, Suite 900
21 San Jose, CA 95113

22 Ben Flores
23 U.S. Probation Officer
280 South First Street
24 San Jose, CA 95113